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CERTIFICATE OF FACSIMILE TRANSMISSION

This is to certify that this document entitled Response, Summary of Telephonic Examiner Interview, and Resubmission of Preliminary Amendment is being faxed to the Commissioner for Patents / Examiner Richard Ridley at fax no. 703-872-9306 this 12th day of July, 2005.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|--------------|---|--------------------|-----------------------|
| Appl. No. | : | 10/631,360 | Confirmation No. 1927 |
| Applicant | : | JONES, Jr., et al. | |
| Filed | : | 07/31/2003 | |
| TC/A.U. | : | 3651 | |
| Examiner | : | RIDLEY, Richard | |
| Docket No. | : | NBI-866A | |
| Customer No. | : | 23290 | |

**RESPONSE, SUMMARY OF TELEPHONIC EXAMINER INTERVIEW,
AND RESUBMISSION OF PRELIMINARY AMENDMENT**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated July 5, 2005, and further to a July 8, 2005 telephone conference with Examiner Richard Ridley, Applicants respectfully request entry and consideration of the Preliminary Amendment filed with the application on July 31, 2003.

Upon review of the Office Action, Applicants' representative noticed that the Preliminary Amendment filed on July 31, 2003 was not considered. In a July 8, 2005 telephone conference with Examiner Richard Ridley, Examiner Ridley requested that

Appl. No. 10/631,360

Response, Summary of Telephonic Examiner Interview,
and Resubmission of Preliminary Amendment

Docket No. NBI-866A

Applicants file a Response along with a copy of the Preliminary Amendment and request entry and consideration. Attached hereto is a copy of the Preliminary Amendment.

Applicants await a new Office Action in which the Preliminary Amendment is entered and considered.

In light of the foregoing remarks, this application is in condition for allowance, and early passage of this case to issue is respectfully requested. If there are any questions regarding this Response or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application.

Any fees should be charged to, or any overpayment in fees should be credited to, Deposit Account No. 501032 (Docket #NBI-866A).

Respectfully submitted,



Warren A. Zitlau
Reg. No. 39,085

Barry I. Hollander
Reg. No. 28,566

Hollander Law Firm, P.L.C.
10300 Eaton Place, Suite 305
Fairfax, VA 22030
(703) 383-4800
Fax: (703) 383-4804

Date: July 12, 2005

Attachment: Copy of Preliminary Amendment

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Appln. No. : Divisional Application of
09/870,575 Confirmation No. (not yet assigned)

Applicant : Theodore E. JONES, Jr. et al.
Filed : July 31, 2003

TC/A.U. : 3721 (Prior)
Examiner : Louis B. TRAN (Prior)

Docket No. : NBI-866A
Customer No.: 23290

PRELIMINARY AMENDMENT

Mail Stop Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to the issuance of the first Office Action, please amend the above-identified application as follows:

Amendments to the Title and Specification begin on page 2.

Amendments to the Claims begin on page 4.

Remarks begin on page 10.